

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

JOHN DOE 6,	:	
Plaintiff,	:	CIVIL ACTION
	:	No. 13-0336
v.	:	
THE PENNSYLVANIA	:	
STATE UNIVERSITY,	:	
THE SECOND MILE, and	:	
GERALD SANDUSKY,	:	
Defendants.	:	

**ORDER**

**AND NOW**, this 5<sup>th</sup> day of November, 2013, it is **ORDERED** that Defendant Pennsylvania State University's Motion to Dismiss (ECF No. 37) is **GRANTED IN PART** and **DENIED IN PART** as follows:

- Pennsylvania State University's motion to dismiss Plaintiff's vicarious liability claim (Count I) is **GRANTED**.
- Pennsylvania State University's motion to dismiss Plaintiff's civil conspiracy claim (Count VI) is **DENIED** without prejudice.

s/Anita B. Brody

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ANITA B. BRODY, J.

Copies **VIA ECF** on \_\_\_\_\_ to:

Copies **MAILED** on \_\_\_\_\_ to: